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December 5, 2024

Hon. Robyn F. Tarnofsky
Daniel Patrick Moynihan United States Courthouse
500 Pearl St.
New York, NY 10007-1312
Via Upload to PACER/CMECF

Re: E.F.A. et al v. N.Y.C Dep't of Educ., 24-cv-1628 (JLR)(RFT)
Request to File Redacted Documents

Dear Judge Tarnofsky:

This office represents Plaintiffs in the above-referenced action, where Plaintiffs seek attorney's fees and expenses for work performed in an administrative hearing under the Individuals with Disabilities Education Act ("IDEA"), 20 U.S.C. §1400, et seq., along with fees for the current Federal action.

I write this request in light of the Court's opinions in *Lugosch v. Pyramid Co. of Onondaga*, 435 F.3d 110 (2d Cir. 2006) and *Bernstein v. Bernstein Litowitz Berger & Grossman LLP*, 814 F.3d 132 (2d Cir. 2016).

Plaintiffs herein request the Court's approval to file the attached documents in redacted form to protect I.A. (the minor plaintiff) and E.F.A.'s (minor plaintiff's parent) personally identifiable information pursuant to 20 U.S.C. 1400 and 34 CFR § 303.401. The documents will be attached as exhibits to Plaintiffs' motion for summary judgment.

Application GRANTED. ECF 29 shall remain sealed with access granted to the parties and court personnel.

The Clerk of Court is respectfully directed to terminate ECF 28.

Dated: December 6, 2024
New York, New York

SO ORDERED

ROBYN F. TARNOFSKY
UNITED STATES MAGISTRATE JUDGE

Bayside Office:

42-40 Bell Boulevard
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Bayside, NY 11361



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To safeguard the Plaintiffs' privacy, the following information was redacted from the attached documents:

- 1) The Plaintiffs' address;
- 2) E.F.A.'s name, signature, phone number and e-mail address.

The following redacted documents are attached:

Exhibit A – Due Process Complaint

Exhibit B – Amended Finding of Fact and Decision- Due Process Claim

Exhibit C – Notice of Claim, with Exhibits

Exhibit D – Administrative Claim Invoice

Exhibit E – Fee Claim Invoice

Exhibit F –Retainer Agreement

I will contemporaneously file sealed copies of the original, unredacted documents per the Part Rules.

Plaintiffs respectfully request that this request for redaction be granted, within the Court's discretion.

Respectfully,

A handwritten signature in black ink, appearing to read 'S. Biegacz', written over a horizontal line.
By: Shira J. Biegacz

cc: All Counsel of Record
Via upload to PACER/CMECF